Attorney Docket: 008312-0306986 Client Reference: T4MH-03S0232-1

AUG 2 9 2007

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**E PATENT APPLICATION of** NAKANO ET AL.

Confirmation Number: 1970

Application No.: 10/724,685

Group Art Unit: 2627

Filed: December 2, 2003

Examiner: HALEY, JOSEPH R.

Title: DISK APPARATUS AND METHOD OF GENERATING A TRACKING ERROR SIGNAL

## **COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In reply to the Notice of Allowability dated August 21, 2007, consideration of the following comments are respectfully requested.

In the Notice of Allowability, the Examiner has set forth "Reasons for Allowance." The Applicant respectfully traverses these Reasons. Specifically, it is submitted that the subject matter of the allowed claims are patentable for their respective recitations of claimed combinations as a whole, without any particular criticality or distinguishing feature being attributable to any one or more of such features, and without any narrowing interpretation being imposed on any of such features. The Applicant respectfully submits that the dependent claims are allowable not only for their dependence on the allowed independent claims, but also for the additional subject matter recited in each of those dependent claims.

Respectfully submitted,

PILLSBURY WINTHROP SHAW PITTMAN LLP

E. Rico Hernandez

Reg. No. 47641

Tel. No. (703) 770-7788 Fax No. (703) 770-7901

Date: August 29, 2007 P.O. Box 10500 McLean, VA 22102 (703) 770-7900



PTO RECEIPT Attorney Docket: 008312-0306986  Atty: Dale Lazar/nlh Appln. No: UNASSIGNED —Date: December 2, 2003 Inventors: TAKESHI NAKANO ET AL.  Title: Disk Apparatus And Method Of Generating A Tracking Error Signal	
<ul> <li>☑ Utility Transmittal</li> <li>☑ Fee Transmittal</li> <li>☑ Application Data Sheet</li> <li>③ No. of Pages Application (Spec + Claim(s) + Abstract)</li> <li>⑧ No. of Numbered Claims Only</li> <li>☑ Declaration (② of pages)</li> <li>☑ Assignment</li> <li>☑ Cover Sheet</li> <li>11 No. of Priority Documents</li> <li>11 No. of Sheets of Drawings (Fig(s) 1-22)</li> <li>☑ IDS</li> <li>☑ Appendix for Cited Application</li> <li>⑤ 810.00</li> <li>Total Fee Charged to Deposit Account 033975</li> <li>Other:</li> </ul>	Ĭ.
· · -	
PTO RECEIPT Attorney Docket: 008312-0306986  Atty: Dale Lazar/nlh Appln. No: UNASSIGNED Inventors: TAKESHI NAKANO ET AL. Title: Disk Apparatus And Method Of Generating A Tracking Error Signal	
Utility Transmittal  Fee Transmittal  Application Data Sheet  No. of Pages Application (Spec + Claim(s) + Abstract)  No. of Numbered Claims Only  Declaration of pages)  Assignment Cover Sheet  No. of Priority Documents  No. of Sheets of Drawings (Fig(s) 1-22)  IDS Appendix for Cited Application  \$810.00 Total Fee Charged to Deposit Account 033975	19587 U.S. PTO 10/724685 120203

CURRENT DUE DATE: December 3, 2003

Other: